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7 *Attorneys for the United States of America*

8 **UNITED STATES DISTRICT COURT**
9 **FOR THE DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 SHEENA ELKIND,

14 Defendant.

Case No. 2:20-mj-00709-BNW

**Stipulation to Continue the Preliminary
Examination Date and Exclude Time Under
the Speedy Trial Act
(Seventh Request)**

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16 IT IS HEREBY STIPULATED AND AGREED by and between, CHRISTOPHER
17 CHIOU, Acting United States Attorney, District of Nevada, Christopher Lin, Assistant United
18 States Attorney, representing the United States of America, and Gabriel Grasso, Esq.,
19 representing Defendant Elkind, that the Preliminary Examination date in the above captioned
20 case, which is currently scheduled for June 9, 2021 at 1:00 P.M., be continued to a date and time
21 convenient for the Court but not less than 30 days from the current setting. The parties also
22 stipulate to an extension of (1) the 30-day period under 18 U.S.C. § 3161(b) in which an
23 indictment or information must be returned, and (2) the 90-day period under 18 U.S.C. § 3164(b)
24 for commencing trial for a detained defendant.

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- 2 1. This continuance is not sought for purposes of delay, but to account for the necessary
- 3 social-distancing in light of the COVID-2019 public health emergency, and to allow the
- 4 defense adequate time to prepare during the public health emergency and following its
- 5 resolution.
- 6 2. Defense counsel needs additional time to review available discovery and meet and confer
- 7 with the defendant to discuss possible resolutions or strategies.
- 8 3. Denial of this request could result in a miscarriage of justice, and the ends of justice
- 9 served by granting this request outweigh the best interests of the public and the defendant
- 10 in a speedy trial.
- 11 4. The defendant is at liberty and does not object to the continuance.
- 12 5. This is the parties' sixth request to continue the Preliminary Examination date.
- 13 6. The additional time requested by this stipulation is excludable in computing the time
- 14 within which the trial must commence pursuant to the Speedy Trial Act, Title 18, United
- 15 States Code, Sections 3161(h)(7)(A), and considering the factors under Title 18, United
- 16 States Code, Section 3161(h)(7)(B)(i) and (iv).

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18 DATED this 1st day of June, 2021.

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20 NICHOLAS A. TRUTANICH
United States Attorney

21 /s/ Christopher Lin
22 CHRISTOPHER LIN
Assistant United States Attorney

/s/ Gabriel Grasso
GABRIEL GRASSO, Esq.
Counsel for Defendant

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

United States of America,)	Case No. 2:20-mj-00709-BNW
)	
Plaintiff,)	Findings and Order on Stipulation
)	
v.)	
)	
SHEENA ELKIND,)	
)	
Defendant.)	
)	

Based on the pending Stipulation between the defense and the government, and good cause appearing therefore, the Court hereby finds that:

1. To account for the necessary social-distancing in light of the COVID-2019 public health emergency and to allow the defense adequate time to prepare during and following the resolution of this public health emergency, the Preliminary Examination date in this case should be continued.
2. Defense counsel needs additional time to review available discovery and meet and confer with the defendant to discuss possible resolutions or strategies.
3. The parties agree to this continuance.
4. The defendant is at liberty and does not object to the continuance.
5. This continuance is not sought for purposes of delay.
6. Denial of this request could result in a miscarriage of justice, and the ends of justice served by granting this request outweigh the best interest of the public and the defendants in a speedy trial.
7. The Speedy Trial Act's indictment clock under 18 U.S.C. § 3161(b) is extended to the Preliminary Hearing date set below.

1 8. The additional time requested by this stipulation is excludable in computing the time
2 within which the trial must commence pursuant to the Speedy Trial Act, Title 18, United
3 States Code, Sections 3161(h)(7)(A), and considering the factors under Title 18, United
4 States Code, Section 3161(h)(7)(B)(i) and (iv).

5 THEREFORE, IT IS HEREBY ORDERED that the Preliminary Examination in the
6 above-captioned matter currently scheduled for May 28, 2021 be vacated and continued to
7 July 6, 2021, at 10:00 AM in LV courtroom 3B before Magistrate Judge Brenda Weksler.

8 DATED this 4th day of June, 2021.

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11 HONORABLE BRENDA N. WEKSLER
12 United States Magistrate Judge
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